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|                                    |   |                       |
|------------------------------------|---|-----------------------|
| In re Application of:              | : |                       |
| SAHM, Hermann, et al.              | : | DECISION ON PETITION  |
| U.S. Application No.: 10/531,114   | : | UNDER 37 CFR 1.137(b) |
| PCT No.: PCT/EP2003/011191         | : |                       |
| Int'l Filing Date: 09 October 2003 | : |                       |
| Priority Date: 09 October 2002     | : |                       |
| Attorney's Docket No.: EIK-0003    | : |                       |
| For: METHOD AND MICROORGANISM      | : |                       |
| FOR THE PRODUCTION OF D-           | : |                       |
| MANNITOL                           | : |                       |

The petition to revive under 37 CFR 1.137(b) filed 09 February 2006 in the above-captioned application is hereby **GRANTED** as follows:

Applicants' statement that "the entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional" satisfies the requirement of 37 CFR 1.137(b)(3).

Applicant has now submitted the basic national fee, and the requirements of 37 CFR 1.137(b) have been satisfied. Therefore, the request to revive the application is granted as to the United States of America.

This application is being returned to the National Stage Processing Branch of the Office of PCT Operations for further processing in accordance with this decision, including the mailing of a Notification Of Missing Requirements (Form PCT/DO/EO/905) requiring submission of an oath or declaration in compliance with 37 CFR 1.497 and the surcharge for filing the oath or declaration later than thirty months after the priority date.

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